

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, September 13, 2016**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Kate Beaton, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, Kathy Mitchell, David Strobel, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Member Tim Tewalt.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, September 13, 2016:

- Adopting the Consent Agenda.
- Approving Minutes of Regular Meeting of August 23, 2016.
- Granting new bartender licenses.
- Granting a Class A Cabaret license for Longform LLC, d/b/a The Oxbow Hotel / Restaurant, 516 Galloway Street, Ben Richgruber, agent.
- Granting a Temporary Class B Fermented Malt Beverage license to St. Olaf Parish, Pastor, Paul Hoffman, President, on October 7, November 4, and December 2, 2016, from 3:00 p.m. to 9:00 p.m., at 3220 Monroe Street, for St. Olaf Men's Club Fish Fry Dinners.
- Granting Change of Agent for the Class "A" Fermented Malt Beverage license of Cenergy, LLC, d/b/a Mega Holiday #3715, 2806 Golf Road, from Jeffery S. Julson to Jennifer L. Peery.
- Granting a Class "B" Fermented Malt Beverage and a "Class C" Wine license to Yankee Jacks At Princeton, LLC, d/b/a Public House, 2235 N. Clairemont Avenue, John T. Schulte, agent.
- Authorizing the following repeat special events:
  - North High School to conduct the North High School Homecoming Parade on Friday, September 30, 2016 beginning at 7<sup>th</sup> Street to Carson Park along city streets.
  - Eau Claire Memorial High School to conduct the Memorial Homecoming Parade on Friday, October 7, 2016 along city streets to Carson Park.
  - Meadowview Elementary School to conduct the Meadowview Mile on Tuesday, October 4, 2016 in Fairfax Park and along city trails and sidewalks.
  - Festival Foods to conduct the Festival Foods Turkey Trot on Thursday, November 24, 2016 at Hobbs Ice Center and along city streets, trails and sidewalks.
- Accepting the renewal of agreements between the City and Eau Claire United Soccer and the Chippewa Valley Soccer League AYSO Region 803 for the use of the Soccer Park.
- Approving the bid for Procurement No. 2016-36, City Hall and Fire Station No. 2 Lower Level Remodeling.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the consent resolution”. Said motion passed by unanimous vote.

Council Member Tewalt arrived in the Council Chamber.

### **LICENSING**

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Children’s Museum of Eau Claire, Inc., Jim Lahti, president, for October 14, 2016 in the Hawthorne Aviation Hangar, 3800 Starr Avenue, for the 6<sup>th</sup> Annual Gordy’s Valley Spirits “Uncorked” Autumn Wine Tasting Gala. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution granting a Reserve Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to Southtowne Pub, LLC, d/b/a Southtowne Pub, 4260 Southtowne Drive, Martin Tauger agent. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

### **SPECIAL EVENTS**

The City Council considered a resolution authorizing the Eau Claire Express to conduct the Carson Park Haunted House on October 14 & 15, 21 & 22, and 28 & 29, 2016 at Carson Park Baseball Stadium. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

### **BONDS**

The Council considered a resolution authorizing the issuance of \$2,135,000 aggregate principal amount of General Obligation Refunding Bonds, Series 2016D, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin, providing details, prescribing the form of bond, awarding the bonds to the best bidder, and levying taxes. Finance Director Winzenz informed the Council that bids were solicited from local financial institutions. Only one organization responded and their response was ‘an expression of interest’ which is not binding. City Staff requested additional time to research the response. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Von Haden “to postpone consideration of said resolution until the September 27, 2016 City Council meeting”. Said motion to postpone passed by unanimous voice vote.

### **JEFFERS ROAD PARK DONATIONS**

The City Council considered a resolution accepting donations from Eau Claire Girls Fastpitch Softball and the Eau Claire National Little League, via the Eau Claire Community Foundation, for improvements at Jeffers Road Park. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

### **PUBLIC MARKET FEASIBILITY STUDY**

The Council considered a resolution accepting the Feasibility Study regarding a Public Market. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Werthmann “to adopt the resolution”. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to amend the Now Therefore Be It Resolved paragraph so it ends after the words ‘public market feasibility study’ and the phrase ‘and directs staff to continue any relevant research or work related to the study’ is deleted”. Council discussed the motion. Said motion to amend passed on the following vote: Aye: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Tewalt, Von Haden and Xiong. Nay: Council Members Beaton, Emmanuelle, Larsen, and Werthmann. Council then voted on the resolution as amended. Said resolution was approved by unanimous vote.

Council Members Beaton and Xiong left the Council Chamber.

### **AGREEMENTS**

The Council considered a resolution approving an agreement with the University of Wisconsin-Eau Claire for participation in the Career Ready Internship Program in support of an Engineering GIS intern. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

Council Members Beaton and Xiong returned to the Council Chamber.

The Council considered a resolution approving an agreement with the Board of Regents of the University of Wisconsin System (University of Wisconsin-Eau Claire) for the use of available parking stalls in the municipal parking ramp at 200 S. Farwell Street. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

Council President handled the gavel to Vice President Mitchell and left the Chamber.

The City Council considered a resolution adopting a side letter agreement between Local #9, Eau Claire Professional Police Officer’s Association and the City for modifications to the 2013-2017 Collective Bargaining Agreement regarding Patrol Division shift selection process. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution”. Said motion passed by unanimous vote.

Council Member Von Haden left the Council Chamber.

### **SITE PLAN – CITY PARKING LOT**

The City Council considered a resolution approving a site plan in a P-Public district for a parking lot west of the proposed tennis center on Menomonie Street and Carson Park Drive as shown on Planning File PZ-1603. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Beaton “to adopt the resolution”. Said motion passed by unanimous vote.

### **ZONING – YMCA TENNIS CENTER**

The Council considered an ordinance rezoning property at the northwest corner of Menomonie Street and Carson Park Drive from P-Public to C-3P and to adopt the general development plan for a tennis center as shown in Planning File Z-1581-16. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the ordinance”. Said motion passed by unanimous vote.

Council Member Von Haden returned to the Council Chamber.

### **INTERSECTION CONTROL**

The City Council considered an ordinance amending Chapter 10.30 of the City of Eau Claire Code of Ordinances entitled "Right Turns Prohibited at Signalized Intersections," by adding Keith Street and Brackett Avenue when entering from the north and south on Keith Street. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the ordinance”. Said motion passed by the following vote: Aye: Council Members Beaton, Emmanuelle, Klinkhammer, Larsen, Mitchell, Tewalt, Von Haden Werthmann and Xiong. Nay: Council Member Strobel.

Council Member Werthmann left the Council Chamber.

### **SNOW EMERGENCY REGULATIONS**

The Council had first reading on an ordinance amending Chapter 10.36 of the City of Eau Claire Code of Ordinances entitled “Snow Emergency Regulations”.

### **ADJOURNMENT**

A motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: September 13, 2016

Time: 5:32 p.m.

ATTEST:

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Kerry J. S. Kincaid, President

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Donna A. Austad, City Clerk